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**U.S. District Court  
District of Delaware (Wilmington)  
CIVIL DOCKET FOR CASE #: 1:09-cv-00997-LPS**

Carter v. Donley  
Assigned to: Judge Leonard P. Stark  
Cause: 05:552 Freedom of Information Act

Date Filed: 12/28/2009  
Date Terminated: 01/30/2012  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Charles B. Carter**

represented by **Gary D. Berg**  
Widner University Veterans Law Clinic  
4601 Concord Pike, Room 221  
Wilmington, DE 19803  
302-477-2116  
Email: gbteach@hotmail.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kenneth T. Kristl**  
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302-477-2053  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Michael B. Donley**  
*Secretary of the Air Force*

represented by **Patricia C. Hannigan**  
U.S. Attorney's Office  
The Nemours Building  
1007 Orange Street, Suite 700  
P.O. Box 2046  
Wilmington, DE 19899-2046  
(302) 573-6277  
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**Lauren Mary McEvoy**  
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302-573-6277  
Fax: 302-573-6431  
Email: [Lauren.McEvoy@usdoj.gov](mailto:Lauren.McEvoy@usdoj.gov)  
**ATTORNEY TO BE NOTICED**

**Notice Only**

**Mr. Eric Holder**  
U.S. Department of Justice  
950 Pennsylvania Ave NW  
Washington, DC 20530-0001

**Notice Only**

**U.S. Atty David C. Weiss**  
US Attorney, Dist of Delaware  
P.O. Box 2046  
Wilmington, DE 19899

Date Filed	#	Docket Text
12/28/2009	<a href="#"><u>1</u></a>	COMPLAINT filed against Michael B. Donley - Magistrate Consent Notice to Pltf. ( Filing fee \$ 350, receipt number 0311-673477.) - filed by Charles B. Carter. (Attachments: # <a href="#"><u>1</u></a> Exhibits A - I, # <a href="#"><u>2</u></a> Exhibits J - O, # <a href="#"><u>3</u></a> SEALED Exhibits P - S, # <a href="#"><u>4</u></a> Civil Cover Sheet)(dzs, ) (Entered: 12/29/2009)

12/28/2009	<a href="#">2</a>	SEALED EXHIBITS P - S re <a href="#">1</a> Complaint, by Charles B. Carter. (dzs, ) Modified on 12/29/2009 (dzs, ). (Entered: 12/29/2009)
12/28/2009	<a href="#">3</a>	Notice, Consent and Referral forms re: U.S. Magistrate Judge jurisdiction (dzs, ) (Entered: 12/29/2009)
12/29/2009		Summons Issued as to Michael B. Donley, U.S. Attorney and U.S. Attorney General (dzs, ) (Entered: 12/29/2009)
01/06/2010		Case assigned to Judge Joseph J. Farnan, Jr. Please include the initials of the Judge (JJF) after the case number on all documents filed. (rjb) (Entered: 01/06/2010)
02/04/2010	<a href="#">4</a>	Return of Service Executed by Charles B. Carter. Michael B. Donley served on 1/2/2010, answer due 3/3/2010. (Berg, Gary) (Entered: 02/04/2010)
02/04/2010	<a href="#">5</a>	SUMMONS Returned Executed by Charles B. Carter. Eric Holder served on 1/12/2010, answer due 3/15/2010. (Berg, Gary) (Entered: 02/04/2010)
02/04/2010	<a href="#">6</a>	Return of Service Executed by Charles B. Carter. David C. Weiss served on 1/27/2010, answer due 3/29/2010. (Berg, Gary) (Entered: 02/04/2010)
02/04/2010	<a href="#">7</a>	Return of Service Executed by Charles B. Carter. (Berg, Gary) (Entered: 02/04/2010)
03/26/2010	<a href="#">8</a>	ANSWER to <a href="#">1</a> Complaint, by Michael B. Donley.(Hannigan, Patricia) (Entered: 03/26/2010)
08/17/2010		Case reassigned to Judge Leonard P. Stark. Please include the initials of the Judge (LPS) after the case number on all documents filed. (maw) (Entered: 08/17/2010)
01/07/2011	<a href="#">9</a>	ORAL ORDER: IT IS ORDERED that the parties shall confer regarding proposed dates in the scheduling order and shall submit their proposal to the Court no later than January 14, 2011. The parties are to review the Courts form scheduling order, which is posted at <a href="http://www.ded.uscourts.gov">http://www.ded.uscourts.gov</a> (see Chambers, Judge Stark, Forms). ORDERED by Judge Stark on 1/7/11. (ntl) (Entered: 01/07/2011)
01/14/2011	<a href="#">10</a>	PROPOSED ORDER Scheduling Order by Michael B. Donley. (Hannigan, Patricia) (Entered: 01/14/2011)

01/24/2011	<a href="#"><u>1</u></a> <a href="#"><u>1</u></a>	SCHEDULING ORDER: Case referred to U.S. Magistrate Judge Mary Pat Thyng for the purpose of exploring ADR. Joinder of Parties due by 3/11/2011. Amended Pleadings due by 3/11/2011. Discovery due by 5/16/2011. Status Report due by 5/9/2011. Dispositive Motions due by 9/1/2011. Pretrial Conference set for 12/12/2011 10:00 AM in Courtroom 6B before Judge Leonard P. Stark. Proposed Pretrial Order due by 12/5/2011. Bench Trial set for 1/4/2012 09:30 AM in Courtroom 6B before Judge Leonard P. Stark. Signed by Judge Leonard P. Stark on 1/24/2011. (Attachments: # <a href="#"><u>1</u></a> Pretrial Order Form)(rpg) (Entered: 01/26/2011)
01/31/2011	<a href="#"><u>1</u></a> <a href="#"><u>2</u></a>	INITIAL DISCLOSURES pursuant to Rule 26 by Michael B. Donley, Eric Holder, David C. Weiss.(Hannigan, Patricia) (Entered: 01/31/2011)
01/31/2011	<a href="#"><u>1</u></a> <a href="#"><u>3</u></a>	INITIAL DISCLOSURES pursuant to Rule 26 by Charles B. Carter.(Berg, Gary) (Entered: 01/31/2011)
02/03/2011		CASE REFERRED to Judge Thyng for Mediation. (cak) (Entered: 02/03/2011)
03/21/2011	<a href="#"><u>1</u></a> <a href="#"><u>4</u></a>	Order Setting Teleconference: Telephone Conference set for 3/29/2011 at 12:00 Noon before Judge Mary Pat Thyng to discuss ADR. Signed by Judge Mary Pat Thyng on 3/21/2011. (cak) (Entered: 03/21/2011)
07/18/2011	<a href="#"><u>1</u></a> <a href="#"><u>5</u></a>	NOTICE of Appearance by Kenneth T. Kristl on behalf of Charles B. Carter (Kristl, Kenneth) (Entered: 07/18/2011)
12/08/2011	<a href="#"><u>1</u></a> <a href="#"><u>6</u></a>	MOTION to Continue <i>Pre-Trial Conf and Trial</i> - filed by Charles B. Carter. (Kristl, Kenneth) (Entered: 12/08/2011)
12/09/2011		SO ORDERED, <a href="#"><u>16</u></a> MOTION to Continue Pre-Trial Conf and Trial. ( Parties shall submit a Joint Status Report due by 1/31/2012 ). Signed by Judge Leonard P. Stark on 12/9/2011. (rpg) (Entered: 12/09/2011)
01/24/2012	<a href="#"><u>1</u></a> <a href="#"><u>7</u></a>	NOTICE OF SUBSTITUTION OF COUNSEL re All Defendants : Entry of appearance of attorney Lauren Mary McEvoy. (McEvoy, Lauren) (Entered: 01/24/2012)
01/26/2012	<a href="#"><u>1</u></a> <a href="#"><u>8</u></a>	STIPULATION of Dismissal <i>and Proposed Order</i> by Charles B. Carter. (Kristl, Kenneth) (Entered: 01/26/2012)
01/30/2012	<a href="#"><u>1</u></a> <a href="#"><u>9</u></a>	Joint STATUS REPORT by Charles B. Carter. (Kristl, Kenneth) (Entered: 01/30/2012)
01/30/2012	<a href="#"><u>2</u></a> <a href="#"><u>0</u></a>	SO ORDERED, re <a href="#"><u>18</u></a> Stipulation of Dismissal filed by Charles B. Carter, ***Civil Case Terminated. Signed by Judge Leonard P. Stark on 1/30/12. (ntl) (Entered: 01/30/2012)

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